

UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America

v.

)
Case No: 0419 3:22-CR-00235-001
)
USM No: 22102-510
)
Pro se
Defendant's Attorney

Date of Original Judgment: 08/15/2023
Date of Previous Amended Judgment: _____
(Use Date of Last Amended Judgment if Any)

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

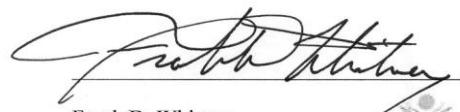
DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 50 months **is reduced to** 46 months.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 08/21/2023, shall remain in effect.

IT IS SO ORDERED.

Signed: April 1, 2024



Frank D. Whitney
United States District Judge

Effective Date:
(if different from order date)

SEALED DOCUMENT with access to All Parties/Defendants.

This page contains information that should not be filed in court unless under seal.
(Not for Public Disclosure)

DEFENDANT: Nelva L. Rosette Campos

CASE NUMBER: 3:22CR00235

DISTRICT: Western District of North Carolina

I. COURT DETERMINATION OF GUIDELINE RANGE (*Prior to Any Departures*)

Previous Total Offense Level: 25

Amended Total Offense Level: 23

Criminal History Category: I

Criminal History Category: I

Previous Guideline Range: 57 to 71 months

Amended Guideline Range: 46 to 57 months

II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- The reduced sentence is above the amended guideline range.

III. FACTORS CONSIDERED UNDER USSG § 1B1.10 AND 18 U.S.C. § 3553(a) (*See Chavez-Meza v. United States, 138 S.Ct. 1959 (2018)*)

Defendant is eligible for a sentence reduction under Amendment 821 to the United States Sentencing Guidelines because she is a qualified “Zero-Point Offender” under Section 4C1.1. Under Section 1B1.10(b)(2)(A), because the Court varied downward in imposing Defendant’s original sentence, her amended term of imprisonment cannot be less than the low-end of the amended Guideline Range. The Court finds a sentence of 46 months, the low-end of the amended Guideline Range, is sufficient but not greater than necessary to serve the purposes of sentencing under 18 U.S.C. Section 3553(a).